

EXHIBIT F

ORIGINAL

1

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

ELIEZER LOPEZ and SUHAIL LAUREANO,

Plaintiffs

Case No. 17 Civ. 00181 (LAP)

-against-

THE CITY OF NEW YORK, LUIS LINARES,
LUIS ANGELES, and JOHN DOES #1-3,

Defendants

-----X

Witness: LUIS LINARES

New York, New York

Wednesday, March 28, 2018

*** Confidential Portion Bound Separately ***

Reported by:
Ellen Sandles
Job 15758

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March 28, 2018

10:30 a.m.

Deposition of LUIS LINARES, held at the
offices of Emery Celli Brinckerhoff & Abady, LLP,
600 Fifth Avenue, 10th Floor, New York, New York,
before Ellen Sandles, a Shorthand Reporter and
Notary Public of the State of New York.

NYC LAW DEPT.
CORPORATION COURT
RECEIVED BY FAX

1 LUIS LINARES

2 Q. I would like you -- with the cameras
3 on -- to describe exactly what you saw him do when
4 he jumped over that railing?

5 A. He tried to grab to the branches. He
6 fell down.

7 Q. So you have the railing, correct, which
8 is like a sort of short fence, correct?

9 MS. SELIGMAN: Objection to the form.

10 A. That is a metal fence, like a metal
11 barrier.

12 Q. Okay. How did he get over that metal
13 barrier?

14 A. He jumped.

15 Q. He jumped feet first?

16 A. He put his hands-on the barrier and he
17 jumped over.

18 Q. He put both hands-on the barrier,
19 correct?

20 A. Yes, sir.

21 Q. And he hoisted his feet over, correct?

22 A. Yes, sir.

23 Q. When he hoisted his feet over, what
24 happened after that?

25 A. He tried to grab to the branches.

1 LUIS LINARES

2 A. I don't remember.

3 Q. You don't remember ever stopping at
4 that location, before your Internal Affairs
5 interview, to check out the area?

6 A. I don't remember, sir.

7 Q. So, just to be clear, he tries to grab
8 on to what you now describe as branches, correct?

9 A. Yes, sir.

10 Q. Not a tree?

11 MS. SELIGMAN: Objection to the form.

12 A. Not sure if it was a tree, branches,
13 bushes. He tried to grab on to some branch.

14 Q. So with his hands on the rail, and his
15 feet over the rail, he takes his hands off the
16 rail -- both hands off the rail?

17 A. Yes, sir.

18 Q. To hold on to branches?

19 A. Yes, sir.

20 Q. Were they branches that were on the
21 other side of the rail, meaning the side he just
22 jumped from?

23 MS. SELIGMAN: Objection to the form.

24 A. I'd would have to go back to the
25 location.

1 LUIS LINARES

2 over.

3 Q. With his hands on the railing he swung
4 both legs over, is that accurate?

5 A. Yes, sir.

6 Q. When he swung both legs over, what did
7 he then do?

8 A. He tried to grab himself with the
9 bushes or the branches that were there, and he
10 fell down.

11 Q. You saw certain photographs when
12 questioned by Internal Affairs, correct?

13 A. Yes, sir.

14 Q. Were you able to identify the area
15 where he jumped?

16 A. Yes, sir.

17 Q. I am going to show you some photographs
18 so you can tell me...

19 MR. WARD: I will mark Linares 5,
20 please.

21 (Linares Exhibit No. 5 was
22 marked for identification.)

23 Q. Officer, would you take a look at that,
24 please? Have you seen that photograph before?

25 A. Can I get a bigger picture of the